



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Donnelly, et al.

Serial No.: 09/835,694 Case No.: 18972PCA

Art Unit: 1636

Filed: April 16, 2001

Examiner:

Garvey, Tara L.

For: NUCLEIC ACID VACCINES AGAINST HUMAN
INFLUENZA VIRUS (As amended herein)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8(a)

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING
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MERCK & CO., INC.

BY:

DATE:

AMENDMENT, 37 C.F.R. § 1.111

J. Mark Paul
10 DECEMBER 2004

Sir:

In response to the Office Action mailed 13 July 2004, please enter the following amendments and consider the following remarks. A Petition to Extend Time under 37 C.F.R. § 1.136(a) for two (2) months for responding to the outstanding Office Action, up to and including 13 December 2004, is enclosed. Please charge the two month extension fee, as a large entity, to Deposit Account No. 13-2755. In the event any additional extension of time is required, please treat this paper as a request under 37 C.F.R. § 1.136(a) to extend the time as required, and charge Deposit Account No. 13-2755 the appropriate fee as a large entity.

An Information Disclosure Statement (IDS) is also enclosed. Please charge the fee associated with entry of this IDS, as a large entity, to Deposit Account No. 13-2755.

Please credit any overpayment or charge any fee deficiency to Deposit Account No. 13-2755

Amendment to and Listing of the Claims begins on page 4 of this paper.

Amendments to the Specification begin on page 6 of this paper.

Amendments to the Drawings – None.

Remarks begin on page 7 of this paper.